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La Gazette de L'État de Poudouchéry

The Gazette of Puducherry

PART - II

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(8 Asadha 1940)			

GOVERNMENT OF PUDUCHERRY TRANSPORT SECRETARIAT

(G.O. Ms. No. 03/2018/Sect. (Tr), Puducherry, dated 28th June 2018)

NOTIFICATION

The Draft of the following rules further to amend the Puducherry Motor Vehicles Rules, 1989, which the Lieutenant-Governor, Puducherry, proposes to make under section 176 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) is hereby published as required under sub-section (1) of section 212 of the said Act for the information of all persons likely to be affected thereby and notice is hereby given that the said Draft Rules shall be taken up for consideration by the Government on the expiry of fourteen days from the date of publication of this notification in the Official Gazette.

2. Objections or suggestions, if any, received within the time-limit specified above shall be considered by the Government.

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3. The objections or suggestions shall be addressed to the Secretary to Government (Transport), Chief Secretariat Building, Government of Puducherry, Puducherry.

DRAFT RULES

1. *Short title and commencement.*—(1) These rules may be called the Puducherry Motor Vehicles (Amendment) Rules, 2018.

(2) They shall come into force on and from the date of their publication in the Official Gazette.

2. In the Puducherry Motor Vehicles Rules, 1989, after the existing sub-rule (1) of rule 242 and the proviso thereunder, the following sub-rule (2) shall be inserted, namely:—

“(2) **Prohibition against release of motor vehicle involved in accident.**— (a) No Court shall release a motor vehicle involved in an accident resulting in death or bodily injury or damage to property, when such vehicle is not covered by the policy of insurance against third party risks taken in the name of registered owner or when the registered owner fails to furnish copy of such insurance policy despite demand by Investigating Police Officer, unless and until the registered owner furnishes sufficient security to the satisfaction of the Court to pay compensation that may be awarded in a claim case arising out of such accident.

(b) Where the motor vehicle is not covered by a policy of insurance against third party risks, or when registered owner of the motor vehicle fails to furnish copy of such policy in circumstance mentioned in sub-rule (a), the motor vehicle shall be sold off in public auction by the magistrate having jurisdiction over the area where accident occurred, on expiry of three months of the vehicle being taken in possession by the Investigating Police Officer, and proceeds thereof shall be deposited with the Claims Tribunal having jurisdiction over the area in question, within fifteen days for purpose of satisfying the compensation that may have been awarded, or may be awarded in a claim case arising out of such accident.”

(By order of the Lieutenant-Governor)

G. SATCHIDANANDAM,

Under Secretary to Government (Transport).

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